

**10/551186**

**JC20 Rec'd PCT/PTO 29 SEP 2005**

Customer No. 22,852  
Attorney Docket No. 05788.0377

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: **Diego TIRELLI et al.** )  
 )  
Application No.: Not Yet Assigned )  
 ) Group Art Unit: Not Yet Assigned  
Filed: September 29, 2005 )  
 ) Examiner: Not Yet Assigned  
National Stage of International Application No. )  
**PCT/EP2003/003336** under 35 U.S.C. 371 )  
 )  
For: **THERMOPLASTIC MATERIAL COMPRISING A** )  
**VULCANIZED RUBBER IN A SUBDIVIDED** )  
**FORM** )

**MAIL STOP PCT**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO/SB/08 and cited in the international search report. With the exception of the U.S. patents, a copy of each listed document is attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

The following is listed on the accompanying PTO/SB/08 and is in a non-English language:

1. WIPO publication no. 00/78852. The relevance of this document is discussed at page 3 of the specification of the present application. An English language abstract of this document is also enclosed.

Also enclosed is an English-language international search report from the European Patent Office in the PCT international application, from which this national phase U.S. application is derived.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

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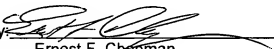
If there is any fee due in connection with the filing of this Statement, please  
charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: September 29, 2005

By:

  
Ernest F. Chapman  
Reg. No. 25,961

Enclosures  
EFC/FPD/blc

IDS Form PTO/SB/08: Substitute for form 1449A/PTO				<b>Complete if Known</b> <b>10/551186</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(Use as many sheets as necessary)</i>				<b>Application Number</b>	Not Yet Available
				<b>Filing Date</b>	September 29, 2005
				<b>First Named Inventor</b>	Diego TIRELLI
				<b>Art Unit</b>	Not Yet Available
				<b>Examiner Name</b>	Not Yet Available
<b>Sheet</b>	1	of	1	<b>Attorney Docket Number</b>	05788.0377

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
/NN/		US-5,010,122	04-23-1991	Koski	
		US-5,157,082	10-20-1992	Johnson	
		US-5,889,119	03-30-1999	Coran et al.	
		US-6,015,861	01-18-2000	Mertzel et al.	
		US-6,031,009	02-29-2000	Gonzalez	
		US-6,262,175	07-17-2001	Jury et al.	
		US-5,286,564	02-15-1994	Cecchin et al.	
/NN/		US-5,798,413	08-25-1998	Spelthann et al.	

**Note:** Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

FOREIGN PATENT DOCUMENTS						
Examiner Initials <sup>1</sup>	Cite No. <sup>2</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
/NN/		WO 00/78852	12-28-2000	Michael et al.		Abstract
		WO 02/24795	03-28-2002	Liu et al.		
		EP 0 400 333	12-05-1990	Cecchin et al.		
/NN/		EP 0 373 660	06-20-1990	Cecchin et al.		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>

Examiner Signature	/Nathan Nuttier/ (11/29/2008)	Date Considered	
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**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.